

Louis S. Ederer (LE 7574)  
John Maltbie (JM 3658)  
ARNOLD & PORTER LLP  
399 Park Avenue  
New York, New York 10022  
Phone (212) 715-1000  
Fax (212) 715-1399

*Attorneys for Plaintiff*

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

----- X  
GUCCI AMERICA, INC.,

Plaintiff,

- against -

JENNIFER GUCCI, JENCO DESIGNS, LLC,  
JENNICOR, LLC, JENNY GUCCI COFFEE  
AND GELATO COMPANY, INC., VERATEX,  
INC., COLLEZIONE DI CASA, INC., E.L.  
ERMAN - DEAD SEA COSMETICS CORP.,  
ELE BRANDS ENTERPRISE, INC., GBN  
WATCH COLLECTION, INC., GBN GLOBAL  
BUSINESS NETWORK, EDWARD LITWAK  
d/b/a ED LITWAK & ASSOCIATES, GEMMA  
GUCCI, GEMMA GUCCI COFFEE AND  
GELATO COMPANY, INC., ABC  
CORPORATIONS 1-10, and JOHN DOES 1-10,

Defendants.  
----- X

Civil Action No. 07 Civ. 6820 (RMB)

**PLAINTIFF GUCCI AMERICA,  
INC.'S MEMORANDUM OF LAW  
IN SUPPORT OF ITS MOTION *IN*  
*LIMINE* TO PRECLUDE  
TESTIMONY OF DEFENDANT  
JENNIFER GUCCI  
CONCERNING SPOILIATED  
EVIDENCE**

**EXHIBIT A**

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

(ECF)

GUCCI AMERICA, INC.,

07 Civ. 6820 (RMB) (JCF)

Plaintiff,

O R D E R

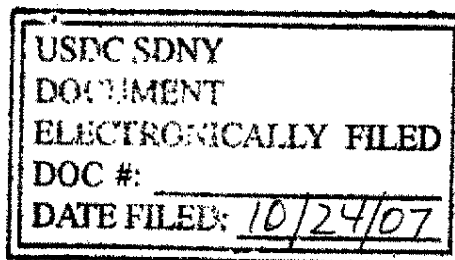
- against -

OCT 26 2007

CORRECTED ORDER

JENNIFER GUCCI, JENCO DESIGNS, LLC,  
JENNICOR, LLC, VERATEX, INC.,  
COLLEZIONE DI CASA, INC.,  
E.L. ERMAN - DEAD SEA COSMETICS  
CORP., LOUISVILLE BEDDING COMPANY,  
EDWARD LITWAK, d/b/a ED LITWAK &  
ASSOCIATES, ABC CORPORATIONS 1-10,  
and JOHN DOES 1-10,

Defendants.



JAMES C. FRANCIS IV  
UNITED STATES MAGISTRATE JUDGE

A pretrial conference having been held by telephone on October 23, 2007, it is hereby ORDERED as follows:

1. By October 26, 2007, Jennifer Gucci shall conduct a complete search and produce all documents, including electronically stored information, responsive to plaintiff's discovery requests. Ms. Gucci shall also provide an affidavit attesting to the completeness of her search and explaining in detail the circumstances under which any responsive documents have been destroyed or otherwise rendered unavailable.

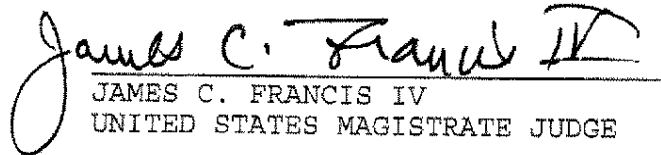
2. By agreement, the Veratex defendants shall produce Dale Talbert promptly as a Rule 30(b)(6) witness.

3. By November 2, 2007, defendants shall each file a notice of appearance on their own behalf or by counsel and shall answer the Amended Complaint. Counsel shall immediately register for

electronic case filing ("ECF"); all future correspondence and orders in this case will be sent only by ECF.

4. Unless the parties agree to a different procedure (such as consolidating the preliminary injunction hearing with an expedited trial on the merits), plaintiff shall file its papers in support of a preliminary injunction by November 16, 2007.

SO ORDERED.

  
JAMES C. FRANCIS IV  
UNITED STATES MAGISTRATE JUDGE

Dated: New York, New York  
October 24, 2007

Copies mailed this date:

Louis S. Ederer, Esq.  
John Maltbie, Esq.  
Alan Veronic, Esq.  
Arnold & Porter, LLP  
399 Park Avenue  
New York, New York 10017

R. Kevin Fisher, Esq.  
Fisher & Krekorian  
225 Santa Monica Boulevard, 12th Fl.  
Santa Monica, CA 90401

Howard M. Rogatnick, Esq.  
Bryan Cave LLP  
1290 Avenue of the Americas  
New York, New York 10104

Edward G. Williams, Esq.  
Stewart Occhipinti LLP  
65 West 36th Street, 7th Floor  
New York, New York 10018

Martin Simone, Esq.  
Simone & Roos GP  
3530 Wilshire Boulevard, Suite 1600  
Los Angeles, CA 90010